

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Chad A. Cobbley et al.	§	Confirmation No.: 1056
	§	
	§	Group Art Unit: 2813
Serial No.: 10/672,750	§	
	§	Examiner: Mitchell, James M.
Filed: September 25, 2003	§	
	§	
For: Stacked Die Module Including	§	Atty Docket:
Multiple Adhesives That Cure At	§	MICS:0078-1/MAN/POW
Different Temperatures	§	01-0752.01
(amended)	§	
	§	

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June 2, 2010

/W. Allen Powell/

Date

W. Allen Powell

Sir:

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE,
REPLACEMENT DRAWINGS, AND REQUESTED TITLE AMENDMENT**

In the Notice of Allowance and Fee(s) Due mailed on March 5, 2010, the Examiner provided a Statement of Reasons for Allowance. Although Applicants agree that the present claims are allowable over the prior art of record, Applicants do not wish for the Examiner's reasons for allowance to be binding on Applicants in any manner. Accordingly, Applicants respectfully decline to accept the Examiner's Statement of Reasons for Allowance. Additionally, Applicants presently submit formal figures for the above-referenced application. Based on a review of the file history, it appears that while the formalized figures were filed in the parent application, the formalized figures were not filed in the present case. It was also recognized that the amended title was not entered. Applicants contacted the Examiner about these issues and the Examiner

generally suggested that Applicants discuss the requested amendment to the title and submit the formalized figures with the present comments.

Comments on Statement of Reasons for Allowance

In reliance upon M.P.E.P. § 1302.14, Applicants note that the Examiner's Statement of Reasons for Allowance is merely the personal opinion of the Examiner as to why the Examiner believes the claims to be allowable. However, the Examiner's statement may not create an estoppel, as only an Applicants' statement may be used to create an estoppel. Indeed, the failure of Applicants to comment on the Examiner's Statement of Reasons for Allowance should not be treated as acquiescence to the Examiner's reasons. Further, Applicants understand that each of the Examiner's statements should include at least (1) the major difference in the claims not found in the prior art of record, and (2) the reasons why that difference is considered to define patentably over the prior art if either of these reasons for allowance is not clear in the record. Accordingly, to the extent that the Examiner does not rely upon language actually used in a claim, to the extent that the Examiner misinterprets claim language, and to the extent that the Examiner misinterprets prior art, the Examiner's Statement of Reasons for Allowance is improper. Furthermore, Applicants realize that the Examiner's statement is not intended to state all of the reasons for allowance. Although Applicants agree that the present claims are allowable over the prior art of record, Applicants do not wish for the Examiner's reasons for allowance to be binding on Applicants in any manner, and it should not be inferred or presumed that Applicants acquiesced to the Examiner's statements.

There are a variety of unique features recited in the allowed claims, including, but not limited to, the features cited by the Examiner in the Examiner's Statement of Reasons for Allowance. Although Applicants gratefully acknowledge the Examiner's allowance of the present claims, Applicants respectfully decline to accept the Examiner's Statement of Reasons for Allowance.

Replacement Drawings

As set forth above, Applicants do not believe formal drawings have been submitted for the present application. Accordingly, Applicants presently submit the attached formal drawings, which have been submitted in the parent case (U.S. Application No. 10/141,447). All of the informal drawings are being replaced by the presently submitted formal drawings. Accordingly, each sheet of formal drawings has been designated as a "Replacement Sheet". No new matter is added by the presently submitted formal drawings.

Amended Title

As was previously requested by the Examiner, the Applicants amended the title of the above-referenced application in the Response mailed on December 4, 2008. Specifically, the Applicants amended the title to recite "Stacked Die Module Including Multiple Adhesives That Cure At Different Temperatures." Applicants do not believe this amendment was entered. Applicants contacted the Examiner to discuss this apparent error and the Examiner suggested that comments regarding the amended title be submitted with the present comments.

Conclusion

If the Examiner believes that a telephonic interview will help speed this application toward issuance, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

Date: June 2, 2010

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